## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITE	ED STATES OF AMERICA	0.004440	
	Plaintiff,	) 8:08MJ16 )	
	vs.	) DETENTION ORDER	
VICTO	OR MANUEL PEREZ-OZUNA,		
	Defendant.	<b>,</b>	
At Ad	Order For Detention  After conducting a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on February 6, 2008, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).		
TI	Statement Of Reasons For The Detention  The Court orders the defendant's detention because it finds:  X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.  By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.		
TI W	18 U.S.C. § 1546 carrie imprisonment; aggravated U.S.C. § 1028A carries a years imprisonment.	s Report, and includes the following: e offense charged: ocial Security card (Count I) in violation of es a maximum sentence of ten years d identity theft (Count II) in violation of 18 mandatory consecutive sentence of two violence. orcotic drug. ge amount of controlled substances, to wit: nst the defendant is high. of the defendant including:  ppears to have a mental condition which er the defendant will appear. as no family ties in the area. as no steady employment. as no substantial financial resources. not a long time resident of the community. loes not have any significant community he defendant: use of an alias name. as a history relating to drug abuse. as a history relating to alcohol abuse. as a significant prior criminal record. has a prior record of failure to appear at s.	

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	<u> </u>	Probation Parole Release pending trial, sentence, appeal or completion of
		sentence.
(c)	Other Factors:	
( )	X	The defendant is an illegal alien and is subject to deportation.
		The defendant is a legal alien and will be subject to deportation if convicted.
	<u>X</u>	The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- That, on order of a court of the United States, or on request of an attorney
  for the government, the person in charge of the corrections facility in which
  the defendant is confined deliver the defendant to a United States Marshal
  for the purpose of an appearance in connection with a court proceeding.

DATED: February 6, 2008. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge